

UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK

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MARK SOKOLOW, *et al.*,

Plaintiffs,

- against -

THE PALESTINE LIBERATION ORGANIZATION,
et al.,

Defendants.

Docket No:
04-CV-397 (GBD) (RLE)

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DEFENDANTS' MOTION FOR ISSUANCE OF LETTERS OF REQUEST

COME NOW, Defendants The Palestine Liberation Organization (“PLO”) and the Palestinian Authority (“PA”) (collectively, “Defendants”), by and through counsel and pursuant to the Hague Convention on the Taking of Evidence Abroad in Civil or Commercial Matters (“Hague Convention” or “Convention”) hereby request this Court to issue Letters of Request, attached to the accompanying Memorandum of Law, to the Government of Israel to produce documents in this matter. In support of such motion, Defendants state as follows:

1. When a litigant seeks evidence from entities abroad who are neither themselves parties to the pending case nor otherwise subject to the Court’s jurisdiction, the Hague Convention sets forth the applicable manner of proceeding.
2. Defendants seek from a third party, the Government of Israel, documents and records relating to the attacks at issue in Plaintiffs’ Amended Complaint.
3. The discovery sought falls within the scope of discovery authorized by the Federal Rules of Civil Procedure, and considerations of comity warrant the requested discovery.

For these reasons, and those set forth in the accompanying Memorandum of Law in Support, Defendants respectfully request the Court to execute the Letters of Request attached thereto.

July 29, 2011

Respectfully Submitted,

/s/ Mark J. Rochon
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CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on the 29th day of July 2011, a true and genuine copy of the foregoing was filed by ECF, which will automatically send notification and a copy of such filing to the following:

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